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PATENT

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Practitioner's Docket No. D-1056 DIV3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: **R. Michael McGrady, et al.**

Application No.: **09/014,076**

Art Unit: **3651**

Filed: **January 27, 1998**

Examiner: **Michael E. Butler**

For: **Method For Tracking And Dispensing Medical Items**

Assistant Commissioner for Patents
Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. 1.191)**

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed November 16, 2000, rejecting claims 38-53.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(b), the fee for filing the Appeal Brief is:

Other than a small entity \$310.00

Notice of Appeal fee due \$310.00

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as Express mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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Date: **FEB 7, 2001**

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Ralph E. Jocke

(type or print name of person certifying)

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3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$310.00

TOTAL FEE DUE \$310.00

5. FEE PAYMENT

Charge Account No. 04-1077 (Diebold) the sum of \$310.00.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 04-1077 (Diebold).

If any additional fee for claims is required, charge Account No. 04-1077 (Diebold).


SIGNATURE OF PRACTITIONER

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